

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NIKE, INC.,

Plaintiff,

v.

BY KIY, LLC,
NICKWON ARVINGER, and
DAVID WEEKS,

Defendants.

BY KIY, LLC,

Counterclaimant,

v.

NIKE, INC.,

Counterclaim-Defendant.

CASE NO. 1:22-cv-10176-VM

**DECLARATION OF JOHN DURRANT
IN SUPPORT OF MOTION TO SEAL**

DECLARATION OF JOHN DURRANT

I, John Durrant, declare as follows:

1. I am an attorney duly licensed to practice in the State of California and admitted to appear before this Court *pro hac vice*. I am the Founder and Chief Executive Officer of THE DURRANT LAW FIRM, APC, counsel for Defendant By Kiy, LLC (“By Kiy”) and Defendants Nickwon Arvinger (“Mr. Arvinger”). I submit this declaration in support of a Motion to Seal. Except as otherwise noted, I have personal knowledge of the facts set forth in this Declaration and, if called and sworn as a witness, I could and would testify competently thereto under oath.

2. I am forthwith filing a letter brief regarding the conflict and withdrawal issue with this Court under seal. The deposition transcripts have each been designated “Highly Confidential” by the parties under the Protective Order in this case [ECF 77] and my Declaration in support of the letter motion mentions testimony contained in depositions, as well as other facts that are sensitive and should not be disclosed on the public docket.

Executed on July 31, 2023 at Los Angeles, California.

John S. Durrant
John S. Durrant